United Nations

S/AC.44/2004/(02)/91/Add.1

Security Council

Distr.: General
18 February 2006

Original: English

Security Council Committee established pursuant to resolution 1540 (2004)

Letter dated 15 February 2006 from the Permanent Mission of Kyrgyzstan to the United Nations addressed to the Chairman of the Committee

With reference to the letter of the Chairman dated 24 October 2005, I have the honour to transmit herewith additional information of the Government of the Kyrgyz Republic corresponding to its national report on the implementation of Security Council resolution 1540 (2004) (see annex). The information in the attached matrix consists of replies to the Committee's questions.

(*Signed*) Nurbek **Jeenbaev**
Ambassador
Permanent Representative

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Annex to the letter dated 15 February 2006 from the Permanent Mission of Kyrgyzstan to the United Nations addressed to the Chairman of the Committee

[Original: Russian]

OP 1 and related matters from OP 5, OP 6, OP 8 (a), (b) and (c) and OP 10

State: **Kyrgyzstan**

Date of report: 14 December 2004

Did you make one of the following statements as is your country a State Party to or Member State of one of the following Conventions, Treaties and Arrangements?		*YES*	*If YES, indicate relevant information (i.e. signing, accession, ratification, entering into force, etc.)*	*Remarks (information refers to the page of the English version of the report on an official website)*
1	General statement on non-possession of WMD	X	There are no weapons of mass destruction in Kyrgyzstan	
2	General statement on commitment to disarmament and non-proliferation	X	Committed to a policy of non-proliferation of WMD National security of the Kyrgyz Republic "The primary threat to the national security of Kyrgyzstan is, at the same time, transnational in nature: the proliferation of weapons of mass destruction"	Page 2 of the report
3	General statement on non-provision of WMD and related materials to non-State actors	X	Fully supports the international community's efforts to combat the proliferation of WMD and to prevent dual-use goods from falling into the hands of [omission]	
4	Biological Weapons Convention (BWC)	X	Instrument of ratification deposited on 12 October 2004	Page 3 of the report
5	Chemical Weapons Convention (CWC)	X	Instrument of ratification deposited on 29 September 2003	Page 3 of the report
6	Nuclear Non-Proliferation Treaty (NPT)	X	Instrument of accession deposited on 5 July 1994	Page 2 of the report
7	Comprehensive Nuclear-Test-Ban Treaty (CTBT)	X	Instrument of ratification deposited on 2 October 2003	Page 2 of the report
8	Convention on Physical Protection of Nuclear Material (CPPNM)	X	Conducting internal procedures for accession A bill is under consideration by Parliament	

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	Did you make one of the following statements or is your country a State Party to or Member State of one of the following Conventions, Treaties and Arrangements?	YES	If YES, indicate relevant information (i.e. signing, accession, ratification, entering into force, etc.)	Remarks (information relates to the pages of the English version of the report on the official website)
9	Hague Code of Conduct (HCOC)	X	Accession is planned	Page 4 of the report
10	Geneva Protocol of 1925			
11	International Atomic Energy Agency (IAEA)	X	Member State since September 2003	Page 2 of the report
12	Nuclear-Weapon-Free Zone Protocol(s)	X	One of the initiators of the establishment of a nuclear-weapon-free zone in Central Asia Actively working on the text of a draft treaty	
13	Other conventions/treaties			
14	Other arrangements			
15	Other	X	1. Agreement on a Single Export Control Procedure for States Members of the Eurasian Economic Community, of 28 October 2003 2. Agreement on Coordination regarding Issues of Export Control of Raw Materials, Materials, Equipment, Technology and Services that Could Be Used in the Production of Weapons of Mass Destruction and Their Delivery Systems, of 26 June 1992 (concluded between the States members of CIS)	

OP 2 — Biological Weapons (BW)

State: Kyrgyzstan

Date of report: 14 December 2004

Does national legislation exist which prohibits persons or entities to engage in one of the following activities? Can violators be penalized?		*National legal framework*		*Enforcement: civil/criminal penalties and others*		*Remarks*
		YES	*If YES, indicate source document of national implementation law*	*YES*	*If YES, indicate source document*	
1	Manufacture/produce	X	1. Constitution of the Kyrgyz Republic: international agreements that have entered into force [through the procedure established by law form an integral] part of legislation 2. Act No. 144 of the Kyrgyz Republic of 17 August 2004 "On accession to the Convention on the Prohibition of the Development, Production and Stockpiling of Bacteriological (Biological) and Toxin Weapons and on Their Destruction"			
2	Acquire	X	1. Constitution of the Kyrgyz Republic: international agreements that have entered into force [through the procedure established by law form an integral] part of legislation 2. Act No. 144 of the Kyrgyz Republic of 17 August 2004 "On accession to the Convention on the Prohibition of the Development, Production and Stockpiling of Bacteriological (Biological) and Toxin Weapons and on Their Destruction"			

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Does national legislation exist which prohibits persons or entities to engage in one of the following activities? Can violators be penalized?		National legal framework		Enforcement: civil/criminal penalties and others		
		YES	If YES, indicate source document of national implementation law	YES	If YES, indicate source document	Remarks
3	Possess	X	1. Constitution of the Kyrgyz Republic: international agreements that have entered into force [through the procedure established by law form an integral] part of legislation 2. Act No. 144 of the Kyrgyz Republic of 17 August 2004 "On accession to the Convention on the Prohibition of the Development, Production and Stockpiling of Bacteriological (Biological) and Toxin Weapons and on Their Destruction"			
4	Stockpile/store	X	1. Constitution of the Kyrgyz Republic: international agreements that have entered into force [through the procedure established by law form an integral] part of legislation 2. Act No. 144 of the Kyrgyz Republic of 17 August 2004 "On accession to the Convention on the Prohibition of the Development, Production and Stockpiling of Bacteriological (Biological) and Toxin Weapons and on Their Destruction"			

Does national legislation exist which prohibits persons or entities to engage in one of the following activities? Can violations be penalized?		*National legal framework*		*Enforcement: civil/criminal penalties and others*		
		YES	*If YES, indicate source document of national implementation law*	*YES*	*If YES, indicate source document*	*Remarks*
5	Develop	X	1. Constitution of the Kyrgyz Republic: international agreements that have entered into force [through the procedure established by law form an integral] part of legislation 2. Act No. 144 of the Kyrgyz Republic of 17 August 2004 "On accession to the Convention on the Prohibition of the Development, Production and Stockpiling of Bacteriological (Biological) and Toxin Weapons and on Their Destruction"			
6	Transport	X	1. Criminal Code of the Kyrgyz Republic	X	Sections 2, 3 and 4 of article 204, "Smuggling", of the Criminal Code of the Kyrgyz Republic	
7	Transfer	X	1. Criminal Code of the Kyrgyz Republic	X	Sections 2, 3 and 4 of article 204, "Smuggling", of the Criminal Code of the Kyrgyz Republic	
8	Use	X	1. Criminal Code of the Kyrgyz Republic	X	Article 374, "Ecocide" of the Criminal Code of the Kyrgyz Republic	
9	Participate as an accomplice in above-mentioned activities	X	1. Criminal Code of the Kyrgyz Republic	X	Sections 2 and 3 of article 204 of the Criminal Code of the Kyrgyz Republic Article 374, "Ecocide", of the Criminal Code of the Kyrgyz Republic Article 30 of the Criminal Code of the Kyrgyz Republic	

Does national legislation exist which prohibits persons or entities to engage in one of the following activities? Can violators be penalized?		National legal framework		Enforcement: civil/criminal penalties and others		
		YES	If YES, indicate source document of national implementation law	YES	If YES, indicate source document	Remarks
10	Assist in above-mentioned activities	X	1. Criminal Code of the Kyrgyz Republic	X	Sections 2 and 3 of article 204 of the Criminal Code of the Kyrgyz Republic Article 374, "Ecocide", of the Criminal Code of the Kyrgyz Republic Article 30 of the Criminal Code of the Kyrgyz Republic	
11	Finance above-mentioned activities	X	1. Criminal Code of the Kyrgyz Republic	X	Sections 2 and 3 of article 204 of the Criminal Code of the Kyrgyz Republic Article 374, "Ecocide", of the Criminal Code of the Kyrgyz Republic Article 30 of the Criminal Code of the Kyrgyz Republic	
12	Above-mentioned activities related to means of delivery	X	1. Criminal Code of the Kyrgyz Republic	X	Sections 2 and 3 of article 204 of the Criminal Code of the Kyrgyz Republic Article 374, "Ecocide", of the Criminal Code of the Kyrgyz Republic Article 30 of the Criminal Code of the Kyrgyz Republic	
13	Involvement of non-State actors in above-mentioned activities	X	1. Criminal Code of the Kyrgyz Republic	X	Sections 2 and 3 of article 204 of the Criminal Code of the Kyrgyz Republic Article 374, "Ecocide", of the Criminal Code of the Kyrgyz Republic Article 30 of the Criminal Code of the Kyrgyz Republic	
14	Other					

OP 2 — Chemical Weapons (CW)

State: **Kyrgyzstan**

Date of report: 14 December 2004

Does national legislation exist which prohibits persons or entities to engage in one of the following activities? Can violators be penalized?		*National legal framework*		*Enforcement: civil/criminal penalties and others*		
		YES	*If YES, indicate source document of national implementation law*	*YES*	*If YES, indicate source document*	*Remarks*
1	Manufacture/produce	X	1. Constitution of the Kyrgyz Republic: international agreements that have entered into force through the procedure established by law form an integral part of legislation 2. Act No. 89 of the Kyrgyz Republic of 29 April 2003 "On ratification of the Convention on the Prohibition of the Development, Production, Stockpiling and Use of Chemical Weapons and on Their Destruction"			
2	Acquire	X	1. Constitution of the Kyrgyz Republic: international agreements that have entered into force through the procedure established by law form an integral part of legislation 2. Act No. 89 of the Kyrgyz Republic of 29 April 2003 "On ratification of the Convention on the Prohibition of the Development, Production, Stockpiling and Use of Chemical Weapons and on Their Destruction"			

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Does national legislation exist which prohibits persons or entities to engage in one of the following activities? Can violators be penalized?		National legal framework		Enforcement - civil/criminal penalties and others		
		YES	If YES, indicate source document of national implementation law	YES	If YES, indicate source document	Remarks
3	Possess	X	1. Constitution of the Kyrgyz Republic: international agreements that have entered into force through the procedure established by law form an integral part of legislation 2. Act No. 89 of the Kyrgyz Republic of 29 April 2003 "On ratification of the Convention on the Prohibition of the Development, Production, Stockpiling and Use of Chemical Weapons and on Their Destruction"			
4	Stockpile store	X	1. Constitution of the Kyrgyz Republic: international agreements that have entered into force through the procedure established by law form an integral part of legislation 2. Act No. 89 of the Kyrgyz Republic of 29 April 2003 "On ratification of the Convention on the Prohibition of the Development, Production, Stockpiling and Use of Chemical Weapons and on Their Destruction"			

Does national legislation exist which prohibits persons or entities to engage in one of the following activities? Can violators be penalized?		National legal framework		Enforcement: civil/criminal penalties and others		Remarks
		YES	If YES, indicate source document of national implementation law	YES	If YES, indicate source document	
5	Develop	X	1. Constitution of the Kyrgyz Republic: international agreements that have entered into force through the procedure established by law form an integral part of legislation 2. Act No. 89 of the Kyrgyz Republic of 29 April 2003 "On ratification of the Convention on the Prohibition of the Development, Production, Stockpiling and Use of Chemical Weapons and on Their Destruction"			
6	Transport	X	1. Criminal Code of the Kyrgyz Republic	X	Sections 2, 3 and 4 of article 204, "Smuggling", of the Criminal Code of the Kyrgyz Republic	
7	Transfer	X	1. Criminal Code of the Kyrgyz Republic	X	Sections 2, 3 and 4 of article 204, "Smuggling", of the Criminal Code of the Kyrgyz Republic	
8	Use	X	1. Criminal Code of the Kyrgyz Republic	X	Article 374, "Ecocide", of the Criminal Code of the Kyrgyz Republic	
9	Participate as an accomplice in above-mentioned activities	X	1. Criminal Code of the Kyrgyz Republic	X	Sections 2 and 3 of article 204 of the Criminal Code of the Kyrgyz Republic Article 374, "Ecocide", of the Criminal Code of the Kyrgyz Republic Article 30 of the Criminal Code of the Kyrgyz Republic	

	Does national legislation exist which prohibits persons or entities to engage in one of the following activities? Can violators be penalized?	National legal framework		Enforcement (criminal penalties and other)		
		YES	If YES, indicate source document of national implementation law	YES	If YES, indicate source document	Remarks
10	Assist in above-mentioned activities	X	1. Criminal Code of the Kyrgyz Republic	X	Sections 2 and 3 of article 204 of the Criminal Code of the Kyrgyz Republic Article 374, "Ecocide", of the Criminal Code of the Kyrgyz Republic Article 30 of the Criminal Code of the Kyrgyz Republic	
11	Finance above-mentioned activities	X	1. Criminal Code of the Kyrgyz Republic	X	Sections 2 and 3 of article 204 of the Criminal Code of the Kyrgyz Republic Article 374, "Ecocide", of the Criminal Code of the Kyrgyz Republic Article 30 of the Criminal Code of the Kyrgyz Republic	
12	Above-mentioned activities related to means of delivery	X	1. Criminal Code of the Kyrgyz Republic	X	Sections 2 and 3 of article 204 of the Criminal Code of the Kyrgyz Republic Article 374, "Ecocide", of the Criminal Code of the Kyrgyz Republic Article 30 of the Criminal Code of the Kyrgyz Republic	
13	Involvement of non-State actors in above-mentioned activities	X	1. Criminal Code of the Kyrgyz Republic	X	Sections 2 and 3 of article 204 of the Criminal Code of the Kyrgyz Republic Article 374, "Ecocide", of the Criminal Code of the Kyrgyz Republic Article 30 of the Criminal Code of the Kyrgyz Republic	
14	Other					

OP 2 — Nuclear Weapons (NW)

State: **Kyrgyzstan**

Date of report: 14 December 2004

Does national legislation exist which prohibits persons or entities to engage in one of the following activities? Can violators be penalized?		*National legal framework*		*Enforcement: civil/criminal penalties and others*		*Remarks*
		YES	*If YES, indicate source document of national implementation law*	*YES*	*If YES, indicate source document*	
1	Manufacture/produce			X	Criminal Code of the Kyrgyz Republic: Article 239. Unlawful handling of radioactive materials Article 240. Theft or extortion of radioactive materials	
2	Acquire			X	Criminal Code of the Kyrgyz Republic: Article 239. Unlawful handling of radioactive materials Article 240. Theft or extortion of radioactive materials	
3	Possess			X	Criminal Code of the Kyrgyz Republic: Article 239. Unlawful handling of radioactive materials Article 240. Theft or extortion of radioactive materials	
4	Stockpile/store			X	Criminal Code of the Kyrgyz Republic: Article 239. Unlawful handling of radioactive materials Article 240. Theft or extortion of radioactive materials	

Does national legislation exist which prohibits persons or entities to engage in one of the following activities? Can violators be penalized?		*National legal framework*		*Enforcement: civil/criminal penalties and others*		*Remarks*
		YES	*If YES, indicate source document of national implementation law*	*YES*	*If YES, indicate source document*	
5	Develop			X	Criminal Code of the Kyrgyz Republic: Article 239. Unlawful handling of radioactive materials Article 240. Theft or extortion of radioactive materials	
6	Transport			X	Criminal Code of the Kyrgyz Republic: Article 239. Unlawful handling of radioactive materials Article 240. Theft or extortion of radioactive materials	
7	Transfer			X	Criminal Code of the Kyrgyz Republic: Article 239. Unlawful handling of radioactive materials Article 240. Theft or extortion of radioactive materials	
8	Use			X	Criminal Code of the Kyrgyz Republic: Article 239. Unlawful handling of radioactive materials Article 240. Theft or extortion of radioactive materials	
9	Participate as an accomplice in above-mentioned activities			X	Criminal Code of the Kyrgyz Republic: Article 239. Unlawful handling of radioactive materials	

Does national legislation exist which prohibits persons or entities to engage in one of the following activities? Can violators be penalized?		*National legal framework*		*Enforcement: civil/criminal penalties and others*		*Remarks*
		YES	*If YES, indicate source document of national implementation law*	*YES*	*If YES, indicate source document*	
					Article 240. Theft or extortion of radioactive materials Article 30 of the Criminal Code of the Kyrgyz Republic	
10	Assist in above-mentioned activities			X	Criminal Code of the Kyrgyz Republic: Article 239. Unlawful handling of radioactive materials Article 240. Theft or extortion of radioactive materials	
11	Finance above-mentioned activities			X	Criminal Code of the Kyrgyz Republic: Article 239. Unlawful handling of radioactive materials Article 240. Theft or extortion of radioactive materials	
12	Above-mentioned activities related to means of delivery			X	Criminal Code of the Kyrgyz Republic: Article 239. Unlawful handling of radioactive materials Article 240. Theft or extortion of radioactive materials	
13	Involvement of non-State actors in above-mentioned activities			X	Criminal Code of the Kyrgyz Republic: Article 239. Unlawful handling of radioactive materials Article 240. Theft or extortion of radioactive materials	
14	Other					

OP 3 (a) and (b) — Account for/Secure/Physically protect BW including Related Materials

State: **Kyrgyzstan**

Date of report: 14 December 2004

Are any of the following measures, procedures or legislation in place to account for, secure or otherwise protect BW and Related Materials? Can violators be penalized?		*National legal framework*		*Enforcement: civil/criminal penalties, and others*		
		YES	*If YES, indicate source document*	*YES*	*If YES, indicate source document*	*Remarks*
1	Measures to account for production	X	Act of the Kyrgyz Republic "On the medical and epidemiological welfare of the population of the Kyrgyz Republic"	X	Criminal Code of the Kyrgyz Republic: Article 267. Breach of safety regulations in handling microbiological and other biological agents and toxins Article 268. Breach of regulations established to combat plant diseases and plant pests Article 269. Breach of veterinary regulations Article 273. Spoiling the soil	
2	Measures to account for use	X	Act of the Kyrgyz Republic "On the medical and epidemiological welfare of the population of the Kyrgyz Republic"	X	Criminal Code of the Kyrgyz Republic: Article 267. Breach of safety regulations in handling microbiological and other biological agents and toxins Article 268. Breach of regulations established to combat plant diseases and plant pests Article 269. Breach of veterinary regulations Article 273. Spoiling the soil	

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Are any of the following measures, procedures or legislation in place to account for, secure or otherwise protect BW and Related Materials? Can violators be penalized?		*National legal framework*		*Enforcement: civil/criminal penalties, and others*		
		YES	*If YES, indicate source document*	*YES*	*If YES, indicate source document*	*Remarks*
3	Measures to account for storage	X	Act of the Kyrgyz Republic "On the medical and epidemiological welfare of the population of the Kyrgyz Republic"	X	Criminal Code of the Kyrgyz Republic: Article 267. Breach of safety regulations in handling microbiological and other biological agents and toxins Article 268. Breach of regulations established to combat plant diseases and plant pests Article 269. Breach of veterinary regulations Article 273. Spoiling the soil	
4	Measures to account for transport	X	Act of the Kyrgyz Republic "On the medical and epidemiological welfare of the population of the Kyrgyz Republic"	X	Criminal Code of the Kyrgyz Republic: Article 267. Breach of safety regulations in handling microbiological and other biological agents and toxins Article 268. Breach of regulations established to combat plant diseases and plant pests Article 269. Breach of veterinary regulations Article 273. Spoiling the soil	

Are any of the following measures, procedures or legislation in place to account for, secure or otherwise protect BW and Related Materials? Can violators be penalized?		*National legal framework*		*Enforcement: civil/criminal penalties, and others*		
		YES	*If YES, indicate source document*	*YES*	*If YES, indicate source document*	*Remarks*
5	Other measures for accounting	X	Act of the Kyrgyz Republic "On the medical and epidemiological welfare of the population of the Kyrgyz Republic"	X	Criminal Code of the Kyrgyz Republic: Article 267. Breach of safety regulations in handling microbiological and other biological agents and toxins Article 268. Breach of regulations established to combat plant diseases and plant pests Article 269. Breach of veterinary regulations Article 273. Spoiling the soil	
6	Measures to secure production	X	Act of the Kyrgyz Republic "On the medical and epidemiological welfare of the population of the Kyrgyz Republic"	X	Criminal Code of the Kyrgyz Republic: Article 267. Breach of safety regulations in handling microbiological and other biological agents and toxins Article 268. Breach of regulations established to combat plant diseases and plant pests Article 269. Breach of veterinary regulations Article 273. Spoiling the soils	
7	Measures to secure use	X	Act of the Kyrgyz Republic "On the medical and epidemiological welfare of the population of the Kyrgyz Republic"			
8	Measures to secure storage	X	Act of the Kyrgyz Republic "On the medical and epidemiological welfare of the population of the Kyrgyz Republic"			

Are any of the following measures, procedures or legislation in place to account for, secure or otherwise protect BW and Related Materials? Can violators be penalized?		National legal framework		Enforcement: civil/criminal penalties, and others	
	YES	If YES, indicate source document	YES	If YES, indicate source document	Remarks
9 Measures to secure transport	X	Act of the Kyrgyz Republic "On the medical and epidemiological welfare of the population of the Kyrgyz Republic"			
10 Other measures for securing	X	Act of the Kyrgyz Republic "On the medical and epidemiological welfare of the population of the Kyrgyz Republic"			
11 Regulations for physical protection of facilities/ materials transports	X	Act of the Kyrgyz Republic "On the medical and epidemiological welfare of the population of the Kyrgyz Republic"			
12 Licensing registration of facilities/persons handling biological materials	X	Act of the Kyrgyz Republic "On licensing" Act of the Kyrgyz Republic "On the medical and epidemiological welfare of the population of the Kyrgyz Republic"	X	Article 180, "Illegal business activities", of the Criminal Code of the Kyrgyz Republic	
13 Reliability check of personnel	X				
14 Measures to account for/secure/ physically protect means of delivery					
15 Regulations for genetic engineering work					
16 Other legislation regulations related to safety and security of biological materials					
17 Other					

OP 3 (a) and (b) — Account for/Secure/Physically protect CW including Related Materials

State: Kyrgyzstan

Date of report: 14 December 2004

Are any of the following measures, procedures or legislation in place to account for, secure or otherwise protect CW and Related Materials/ Can violators be penalized?	*National legal framework*		*Enforcement, civil/criminal penalties, and others*		
	YES	*If YES, indicate source document*	*YES*	*If YES, indicate source document*	*Remarks*
1 Measures to account for production	X	Decree of the Government of the Kyrgyz Republic of 16 May 1996 "On state registration of potentially toxic chemicals"	X	Article 254, "Illicit trafficking in virulent or poisonous substances for profit", of the Criminal Code of the Kyrgyz Republic	
2 Measures to account for use	X	Directives on the procedure for standardizing the handling of wastes in the Kyrgyz Republic, approved by decision of the Ministry of Environmental Protection on 17 September 1999	X	Article 254, "Illicit trafficking in virulent or poisonous substances for profit", of the Criminal Code of the Kyrgyz Republic	
3 Measures to account for storage	X	Directives on the procedure for standardizing the handling of wastes in the Kyrgyz Republic, approved by decision of the Ministry of Environmental Protection on 17 September 1999	X	Article 254, "Illicit trafficking in virulent or poisonous substances for profit", of the Criminal Code of the Kyrgyz Republic	
4 Measures to account for transport	X	Directives on the procedure for standardizing the handling of wastes in the Kyrgyz Republic, approved by decision of the Ministry of Environmental Protection on 17 September 1999	X	Article 254, "Illicit trafficking in virulent or poisonous substances for profit", of the Criminal Code of the Kyrgyz Republic	

Are any of the following measures, procedures or legislation in place to account for, secure or otherwise protect CW and Related Materials? Can violators be penalized?		*National legal framework*		*Enforcement, civil/criminal penalties, and others*		
		YES	*If YES, indicate source document*	*YES*	*If YES, indicate source document*	*Remarks*
5	Other measures for accounting	X	Decree of the Government of the Kyrgyz Republic of 29 January 2005 "On the approval of the Package of Measures for protecting the environment, preventing natural disasters and reducing their impact and organizing measures to deal with emergencies in rural areas of the Kyrgyz Republic by 2005"			
6	Measures to secure production	X		X	Article 266, "Breach of regulations on handling environmentally dangerous substances and wastes", of the Criminal Code of the Kyrgyz Republic	
7	Measures to secure use	X	Decree of the Government of the Kyrgyz Republic of 16 May 1996 "On State registration of potentially toxic chemicals"	X	Article 266, "Breach of regulations on handling environmentally dangerous substances and wastes", of the Criminal Code of the Kyrgyz Republic	
8	Measures to secure storage	X	Decree of the Government of the Kyrgyz Republic of 16 May 1996 "On State registration of potentially toxic chemicals"	X	Article 266, "Breach of regulations on handling environmentally dangerous substances and wastes", of the Criminal Code of the Kyrgyz Republic	
9	Measures to secure transport	X	Act of the Kyrgyz Republic "On the medical and epidemiological welfare of the population of the Kyrgyz Republic"			
10	Other measures for securing					

Are any of the following measures, procedures or legislation in place to account for, secure or otherwise protect CW and Related Materials? Can violators be penalized?		*National legal framework*		*Enforcement - civil/criminal penalties, and others*		
		YES	*If YES, indicate source document*	*YES*	*If YES, indicate source document*	*Remarks*
11	Regulations for physical protection of facilities/ materials/transports	X	Act of the Kyrgyz Republic "On the medical and epidemiological welfare of the population of the Kyrgyz Republic" Act of the Kyrgyz Republic "On licensing"			
12	Licensing of chemical installations/entities/use of materials	X	Act of the Kyrgyz Republic "On the medical and epidemiological welfare of the population of the Kyrgyz Republic" Act of the Kyrgyz Republic "On licensing"			
13	Reliability check of personnel					
14	Measures to account for/secure/ physically protect means of delivery					
15	National CWC authority	X	Pending establishment of an operational body, these functions are being carried out by the Ministry of Foreign Affairs			Page 4 of the report
16	Reporting Schedule I, II and III chemicals to OPCW	X	These functions are being carried out by the Ministry of Foreign Affairs			
17	Account for, secure or physically protect old chemical weapons		No			
18	Other legislation/regulations controlling chemical materials					
19	Other					

OP 3 (a) and (b) — Account for/Secure/Physically protect NW including Related Materials

State: **Kyrgyzstan**

Date of report: 14 December 2004

Are any of the following measures, procedures or legislation in place to account for, secure or otherwise protect NW and Related Materials? Can violators be penalized?		*National legal framework*		*Enforcement: civil/criminal penalties, and others*		
		YES	*If YES, indicate source document*	*YES*	*If YES, indicate source document*	*Remarks*
1	Measures to account for production	X	Regulations on safety in geological prospecting, approved by the Ministry for Emergencies on 16 May 2000			
2	Measures to account for use	X	Act of the Kyrgyz Republic "On radiation safety" Health standards and regulations for handling radioactive waste (Sporo 2000), approved by Decision No. 8 of the Chief State Medical Officer of 12 February 2001			
3	Measures to account for storage	X	Act of the Kyrgyz Republic "On radiation safety" Health standards and regulations for handling radioactive waste (Sporo 2000), approved by Decision No. 8 of the Chief State Medical Officer of 12 February 2001			
4	Measures to account for transport	X	Act of the Kyrgyz Republic "On radiation safety" Health standards and regulations for handling radioactive waste (Sporo 2000), approved by Decision No. 8 of the Chief State Medical Officer of 12 February 2001			
5	Other measures for accounting					

Are any of the following measures, procedures or legislation in place to account for, secure or otherwise protect NW and Related Materials? Can violators be penalized?		National legal framework		Enforcement: civil/criminal penalties, and others		Remarks
		YES	If YES, indicate source document	YES	If YES, indicate source document	
6	Measures to secure production	X	Health standards and regulations for handling radioactive waste (Sporo 2000), approved by Decision No. 8 of the Chief State Medical Officer of 12 February 2001			
7	Measures to secure use	X	Health standards and regulations for handling radioactive waste (Sporo 2000), approved by Decision No. 8 of the Chief State Medical Officer of 12 February 2001			
8	Measures to secure storage	X	Health standards and regulations for handling radioactive waste (Sporo 2000), approved by Decision No. 8 of the Chief State Medical Officer of 12 February 2001			
9	Measures to secure transport	X	Health standards and regulations for handling radioactive waste (Sporo 2000), approved by Decision No. 8 of the Chief State Medical Officer of 12 February 2001			
10	Other measures for securing					
11	Regulations for physical protection of facilities/materials/transports	X	Health standards and regulations for handling radioactive waste (Sporo 2000)			
12	Licensing of nuclear installations/entities/use of materials	X	Act of the Kyrgyz Republic "On licensing"			
13	Reliability check of personnel					

Are any of the following measures, procedures or legislation in place to account for, secure or otherwise protect NW and Related Materials? Can violators be penalized?		*National legal framework*		*Enforcement: civil/criminal penalties, and others*		
		YES	*If YES, indicate source document*	*YES*	*If YES, indicate source document*	*Remarks*
14	Measures to account for/secure/ physically protect means of delivery					
15	National regulatory authority	X	Pending establishment of an operational body, these functions are being carried out by the Ministry of Foreign Affairs			Page 4 of the report
16	IAEA Safeguards Agreements	X	1. Entered into force on 3 February 2004 2. Accession to the Additional Protocol is now being considered in Parliament			Page 3 of the report
17	IAEA Code of Conduct on Safety and Security of Radioactive Sources					
18	IAEA Database on Illicit Trafficking of Nuclear Materials and other Radioactive Sources	X	Participating in work on the IAEA Illicit Trafficking Database			
19	Other agreements related to IAEA					
20	Additional national legislation/ regulations related to nuclear materials including CPPNM					
21	Other					

OP 3 (c) and (d) and related matters from OP 6 and OP 10 -- Controls of BW including Related Materials

State: **Kyrgyzstan**

Date of report: 14 December 2004

Which of the following legislation, procedures, measures, agencies exist to control border crossings, export/import and other transfers of BW and Related Materials? Can violators be penalized?		*National legal framework*		*Enforcement: civil/criminal penalties, and measures of implementation, etc*		*Remarks*
		YES	*If YES, indicate source document*	*YES*	*If YES, indicate source document*	
1	Border control	X	1. Act of the Kyrgyz Republic "On the State border of the Kyrgyz Republic" of 19 March 1999 2. Act of the Kyrgyz Republic "On the Border Service of the Kyrgyz Republic" of 19 March 1999		Criminal Code of the Kyrgyz Republic	Pages 6 and 7 of the report
2	Technical support of border control measures					
3	Control of brokering, trading in, negotiating, otherwise assisting in sale of goods and technology	X	1. Act of the Kyrgyz Republic "On export controls" 2. Act of the Kyrgyz Republic "On licensing"			
4	Enforcement agencies/authorities	X	1. Biological security — Ministry of Health, Ministry for Emergencies, Environmental Protection Agency 2. Suppression of illicit trade and proliferation of materials — National Security Service, Ministry of Foreign Affairs, Procurator-General's Office 3. Efforts to combat illicit trafficking of materials across the State border of the Kyrgyz Republic — Border Forces, Customs Service Department within the Government of the Kyrgyz Republic, Public Health Inspection Department within the Ministry of Health			

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Which of the following legislation, procedures, measures, agencies exist to control border crossings, export/import and other transfers of BW and Related Materials? Can violators be penalized?		*National legal framework*		*Enforcement, civil/criminal penalties, and measures of implementation, etc*		*Remarks*
		YES	*If YES, indicate source document*	*YES*	*If YES, indicate source document*	
5	Export control legislation in place	X	Act of the Kyrgyz Republic "On export controls"			
6	Licensing provisions	X	Act of the Kyrgyz Republic "On licensing"			Page 4 of the report
7	Individual licensing	X	Act of the Kyrgyz Republic "On licensing"			
8	General licensing	X	Regulation on the export control system in the Kyrgyz Republic with respect to controlled goods, approved by Government Decision No. 330			
9	Exceptions from licensing					
10	Licensing of deemed export/visa	X	Regulation on the export control system in the Kyrgyz Republic with respect to controlled goods, approved by Government Decision No. 330			
11	National licensing authority	X	Ministry of Industry, Trade and Tourism			
12	Interagency review for licences	X	Regulation on the Commission on Military and Technical Cooperation and Export Control, approved by Government Decision No. 330			
13	Control lists	X	1. Regulation on the export control system in the Kyrgyz Republic with respect to controlled goods, approved by Government Decision No. 330			

Which of the following legislation, procedures, measures, agencies exist to control border crossings, export/import and other transfers of BW and Related Materials? Can violators be penalized?		*National legal framework*		*Enforcement: civil/criminal penalties, and measures of implementation, etc.*		*Remarks*
		YES	*If YES, indicate source document*	*YES*	*If YES, indicate source document*	
14	Updating of lists	X	Work is under way on a national checklist of goods subject to controls in the Kyrgyz Republic			
15	Inclusion of technologies	X	Work is under way on a national checklist of goods subject to controls in the Kyrgyz Republic			
16	Inclusion of means of delivery	X	Decision No. 55 of the Government of the Kyrgyz Republic of 1996 "On the approval of regulations concerning procedures for the export and import of materials and technologies used in the production of chemical, missile and nuclear weapons"			
17	End-user controls	X	1. Regulation on the export control system in the Kyrgyz Republic with respect to controlled goods, approved by Government Decision No. 330			
18	Catch all clause					
19	Intangible transfers	X	1. Regulation on the export control system in the Kyrgyz Republic with respect to controlled goods, approved by Government Decision No. 330			
20	Transit control	X	Procedure for issuing permits for the transit of goods subject to export control through the territory of the Kyrgyz Republic, approved by Decision No. 330 of the Government of the Kyrgyz Republic of 4 May 2004			
21	Trans-shipment control	X	Procedure for issuing permits for the transit of goods subject to			

Which of the following legislation, procedures, measures, agencies exist to control border crossings, export/import and other transfers of BW and Related Materials? Can violators be penalized?		*National legal framework*		*Enforcement: civil/criminal penalties, and measures of implementation, etc*		*Remarks*
		YES	*If YES, indicate source document*	*YES*	*I f YES, indicate source document*	
			export control through the territory of the Kyrgyz Republic, approved by Decision No. 330 of the Government of the Kyrgyz Republic of 4 May 2004			
22	Re-export control	X	Procedure for issuing permits for the transit of goods subject to export control through the territory of the Kyrgyz Republic, approved by Decision No. 330 of the Government of the Kyrgyz Republic of 4 May 2004			
23	Control of providing funds					
24	Control of providing transport services	X	Procedure for issuing permits for the transit of goods subject to export control through the territory of the Kyrgyz Republic, approved by Decision No. 330 of the Government of the Kyrgyz Republic of 4 May 2004			
25	Control of importation	X	1. Act of the Kyrgyz Republic "On export controls" 2. Act "On State regulation of foreign trade activities in the Kyrgyz Republic"			
26	Extraterritorial applicability					
27	Other					

OP 3 (c) and (d) and related matters from OP 6 and OP 10 — Controls of CW including Related Materials

State: **Kyrgyzstan**

Date of report: 14 December 2004

Which of the following legislation, procedures, measures, agencies exist to control border crossings, export/import and other transfers of CW and Related Materials? Can violators be penalized?		*National legal framework*		*Enforcement: civil/criminal penalties, and measures of implementation, etc*		*Remarks*
		YES	*If YES, indicate source document*	*YES*	*If YES, indicate source document*	
1	Border control	X	1. Act of the Kyrgyz Republic "On the State border of the Kyrgyz Republic" of 19 March 1999 2. Act of the Kyrgyz Republic "On the Border Service of the Kyrgyz Republic" of 19 March 1999			
2	Technical support of border control measures					
3	Control of brokering, trading in, negotiating, otherwise assisting in sale of goods and technology	X	1. Act of the Kyrgyz Republic "On export controls" 2. Act of the Kyrgyz Republic "On licensing"			
4	Enforcement agencies/authorities	X	1. Chemical security — Ministry of Health, Ministry for Emergencies, Environmental Protection Agency 2. Suppression of illicit trade and proliferation of materials — National Security Service, Ministry of Foreign Affairs, Procurator-General's Office 3. Efforts to combat illicit trafficking of materials across the State border of the Kyrgyz Republic — Border Forces, Customs Service Department within the Government of the Kyrgyz Republic, Public Health Inspection Department within the Ministry of Health			

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Which of the following legislation, procedures, measures, agencies exist to control border crossings, export/import and other transfers of CW and Related Materials? Can violators be penalized?		*National legal framework*		*Enforcement, civil/criminal penalties, and measures of implementation, etc.*		*Remarks*
		YES	*If YES, indicate source document*	*YES*	*If YES, indicate source document*	
5	Export control legislation in place	X	Act of the Kyrgyz Republic "On export controls"			
6	Licensing provisions	X	Act of the Kyrgyz Republic "On licensing" Regulation on the export control system in the Kyrgyz Republic with respect to controlled goods, approved by Government Decision No. 330			
7	Individual licensing	X	Act of the Kyrgyz Republic "On licensing" Regulation on the export control system in the Kyrgyz Republic with respect to controlled goods, approved by Government Decision No. 330			
8	General licensing	X	Regulation on the export control system in the Kyrgyz Republic with respect to controlled goods, approved by Government Decision No. 330			
9	Exceptions from licensing	X	Regulation on the export control system in the Kyrgyz Republic with respect to controlled goods, approved by Government Decision No. 330			
10	Licensing of deemed export/visa	X	Regulation on the export control system in the Kyrgyz Republic with respect to controlled goods, approved by Government Decision No. 330			
11	National licensing authority	X	Ministry of Industry, Trade and Tourism			

Which of the following legislation, procedures, measures, agencies exist to control border crossings, export/import and other transfers of CW and Related Materials? Can violators be penalized?		*National legal framework*		*Enforcement: civil/criminal penalties, and measures of implementation, etc.*		*Remarks*
		YES	*If YES, indicate source document*	*YES*	*If YES, indicate source document*	
12	Interagency review for licences	X	Regulation on the Commission on Military and Technical Cooperation and Export Control, approved by Government Decision No. 330			
13	Control lists	X	Work is under way on a national checklist of goods subject to controls in the Kyrgyz Republic Decision No. 55 of the Government of the Kyrgyz Republic of 1996 "On the approval of regulations concerning procedures for the export and import of materials and technologies used in the production of chemical, missile and nuclear weapons"			
14	Updating of lists	X	Work is under way on a national checklist of goods subject to controls in the Kyrgyz Republic 1. Decision No. 55 of the Government of the Kyrgyz Republic of 1996 "On the approval of regulations concerning procedures for the export and import of materials and technologies used in the production of chemical, missile and nuclear weapons"			

Which of the following legislation, procedures, measures, agencies exist to control border crossings, export/import and other transfers of CW and Related Materials? Can violators be penalized?		*National legal framework*		*Enforcement: civil/criminal penalties, and measures of implementation, etc.*		*Remarks*
		YES	*If YES, indicate source document*	*YES*	*If YES, indicate source document*	
15	Inclusion of technologies	X	Work is under way on a national checklist of goods subject to controls in the Kyrgyz Republic 1. Decision No. 55 of the Government of the Kyrgyz Republic of 1996 "On the approval of regulations concerning procedures for the export and import of materials and technologies used in the production of chemical, missile and nuclear weapons"			
16	Inclusion of means of delivery	X	1. Regulation on the export control system in the Kyrgyz Republic with respect to controlled goods, approved by Government Decision No. 330			
17	End-user controls	X	1. Regulation on the export control system in the Kyrgyz Republic with respect to controlled goods, approved by Government Decision No. 330			
18	Catch all clause	X	1. Regulation on the export control system in the Kyrgyz Republic with respect to controlled goods, approved by Government Decision No. 330			
19	Intangible transfers	X	1. Regulation on the export control system in the Kyrgyz Republic with respect to controlled goods, approved by Government Decision No. 330			

Which of the following legislation, procedures, measures, agencies exist to control border crossings, export/import and other transfers of CW and Related Materials? Can violators be penalized?		*National legal framework*		*Enforcement: civil/criminal penalties, and measures of implementation, etc*		*Remarks*
		YES	*If YES, indicate source document*	*YES*	*If YES, indicate source document*	
20	Transit control	X	Procedure for issuing permits for the transit of goods subject to export controls through the territory of the Kyrgyz Republic, approved by Decision No. 330 of the Government of the Kyrgyz Republic of 4 May 2004			
21	Trans-shipment control	X	Procedure for issuing permits for the transit of goods subject to export controls through the territory of the Kyrgyz Republic, approved by Decision No. 330 of the Government of the Kyrgyz Republic of 4 May 2004			
22	Re-export control	X	Procedure for issuing permits for the transit of goods subject to export controls through the territory of the Kyrgyz Republic, approved by Decision No. 330 of the Government of the Kyrgyz Republic of 4 May 2004			
23	Control of providing funds					
24	Control of providing transport services	X	Procedure for issuing permits for the transit of goods subject to export controls through the territory of the Kyrgyz Republic, approved by Decision No. 330 of the Government of the Kyrgyz Republic of 4 May 2004			
25	Control of importation	X	1. Act of the Kyrgyz Republic "On export controls" 2. Act "On State regulation of foreign trade activities in the Kyrgyz Republic"			
26	Extraterritorial applicability					
27	Other					

OP 3 (c) and (d) and related matters from OP 6 and OP 10 — Controls of NW including Related Materials

State: **Kyrgyzstan**

Date of report: 14 December 2004

Which of the following legislation, procedures, measures, agencies exist to control border crossings, export/import and other transfers of NW and Related Materials? Can violators be penalized?		*National legal framework*		*Enforcement: civil/criminal penalties, and measures of implementation, etc.*		*Remarks*
		YES	*If YES, indicate source document*	*YES*	*If YES, indicate source document*	
1	Border control	X	1. Act of the Kyrgyz Republic "On the State border of the Kyrgyz Republic" of 19 March 1999 2. Act of the Kyrgyz Republic "On the Border Service of the Kyrgyz Republic" of 19 March 1999			
2	Technical support of border control measures					
3	Control of brokering, trading in, negotiating, otherwise assisting in sale of goods and technology	X	1. Act of the Kyrgyz Republic "On export controls" 2. Act of the Kyrgyz Republic "On licensing"			
4	Enforcement agencies/authorities	X	1. Radiation security — Ministry of Health, Ministry for Emergencies, Environmental Protection Agency 2. Suppression of illicit trade and proliferation of materials — National Security Service, Ministry of Foreign Affairs, Procurator-General's Office 3. Efforts to combat illicit trafficking of materials across the State border of the Kyrgyz Republic — Border Forces, Customs Service Department within the Government of the Kyrgyz Republic, Public Health Inspection Department within the Ministry of Health			

Which of the following legislation, procedures, measures, agencies exist to control border crossings, export/import and other transfers of NW and Related Materials? Can violators be penalized?		National legal framework		Enforcement: civil/criminal penalties, and measures of implementation, etc.		Remarks
		YES	If YES, indicate source document	YES	If YES, indicate source document	
5	Export control legislation in place	X	Act of the Kyrgyz Republic "On export controls"			
6	Licensing provisions	X	Act of the Kyrgyz Republic "On licensing" Regulation on the export control system in the Kyrgyz Republic with respect to controlled goods, approved by Government Decision No. 330			
7	Individual licensing	X	Act of the Kyrgyz Republic "On licensing" Regulation on the export control system in the Kyrgyz Republic with respect to controlled goods, approved by Government Decision No. 330			
8	General licensing	X	Regulation on the export control system in the Kyrgyz Republic with respect to controlled goods, approved by Government Decision No. 330			
9	Exceptions from licensing	X	Regulation on the export control system in the Kyrgyz Republic with respect to controlled goods, approved by Government Decision No. 330			
10	Licensing of deemed export/visa	X	Regulation on the export control system in the Kyrgyz Republic with respect to controlled goods, approved by Government Decision No. 330			
11	National licensing authority	X	Ministry of Industry, Trade and Tourism			

Which of the following legislation, procedures, measures, agencies exist to control border crossings, export/import and other transfers of NW and Related Materials? Can violators be penalized?		*National legal framework*		*Enforcement, civil/criminal penalties, and measures of implementation, etc.*		*Remarks*
		YES	*If YES, indicate source document*	*YES*	*If YES, indicate source document*	
12	Interagency review for licences	X	Regulation on the Commission on Military and Technical Cooperation and Export Controls, approved by Government Decision No. 330			
13	Control lists	X	Work is under way on a national checklist of goods subject to controls in the Kyrgyz Republic Decision No. 55 of the Government of the Kyrgyz Republic of 1996 "On the approval of regulations concerning procedures for the export and import of materials and technologies used in the production of chemical, missile and nuclear weapons"			
14	Updating of lists	X	Work is under way on a national checklist of goods subject to controls in the Kyrgyz Republic Decision No. 55 of the Government of the Kyrgyz Republic of 1996 "On the approval of regulations concerning procedures for the export and import of materials and technologies used in the production of chemical, missile and nuclear weapons"			

Which of the following legislation, procedures, measures, agencies exist to control border crossings, export/import and other transfers of NW and Related Materials? Can violators be penalized?		*National legal framework*		*Enforcement: civil/criminal penalties, and measures of implementation, etc.*		
		YES	*If YES, indicate source document*	*YES*	*If YES, indicate source document*	*Remarks*
15	Inclusion of technologies	X	Work is under way on a national checklist of goods subject to controls in the Kyrgyz Republic Decision No. 55 of the Government of the Kyrgyz Republic of 1996 "On the approval of regulations concerning procedures for the export and import of materials and technologies used in the production of chemical, missile and nuclear weapons"			
16	Inclusion of means of delivery	X	Regulation on the export control system in the Kyrgyz Republic with respect to controlled goods, approved by Government Decision No. 330			
17	End-user controls	X	Regulation on the export control system in the Kyrgyz Republic with respect to controlled goods, approved by Government Decision No. 330			
18	Catch all clause	X	Regulation on the export control system in the Kyrgyz Republic with respect to controlled goods, approved by Government Decision No. 330			
19	Intangible transfers	X	Regulation on the export control system in the Kyrgyz Republic with respect to controlled goods, approved by Government Decision No. 330			

Which of the following legislation, procedures, measures, agencies exist to control border crossings, export/import and other transfers of NW and Related Materials? Can violators be penalized?		*National legal framework*		*Enforcement: civil/criminal penalties, and measures of implementation, etc.*		*Remarks*
		YES	*If YES, indicate source document*	*YES*	*If YES, indicate source document*	
20	Transit control	X	Procedure for issuing permits for the transit of goods subject to export controls through the territory of the Kyrgyz Republic, approved by Decision No. 330 of the Government of the Kyrgyz Republic of 4 May 2004			
21	Trans-shipment control	X	Procedure for issuing permits for the transit of goods subject to export controls through the territory of the Kyrgyz Republic, approved by Decision No. 330 of the Government of the Kyrgyz Republic of 4 May 2004			
22	Re-export control	X	Procedure for issuing permits for the transit of goods subject to export controls through the territory of the Kyrgyz Republic, approved by Decision No. 330 of the Government of the Kyrgyz Republic of 4 May 2004			
23	Control of providing funds					
24	Control of providing transport services	X	Procedure for issuing permits for the transit of goods subject to export controls through the territory of the Kyrgyz Republic, approved by Decision No. 330 of the Government of the Kyrgyz Republic of 4 May 2004			
25	Control of importation	X	1. Act of the Kyrgyz Republic "On export controls" 2. Act "On State regulation of foreign trade activities in the Kyrgyz Republic"			
26	Extraterritorial applicability					
27	Other					

OP 6, 7 and 8 (d) — Control lists, Assistance, Information

State: **Kyrgyzstan**

Date of report: 14 December 2004

Can information be provided on the following issues?		*YES*		*Remarks*
1	Control lists — items (goods/equipment/materials/ technologies)	X	Work is under way on a national checklist of goods subject to controls in the Kyrgyz Republic Decision No. 55 of the Government of the Kyrgyz Republic of 1996 "On the approval of regulations concerning procedures for the export and import of materials and technologies used in the production of chemical, missile and nuclear weapons" Regulation on the export control system in the Kyrgyz Republic with respect to controlled goods, approved by Government Decision No. 330 The model lists of goods and technologies subject to export controls, approved by the Inter-State Council of the Eurasian Economic Community in Decision No. 190 of 21 September 2004, were harmonized as to their content with the lists for multilateral export control regimes and will enter into force on ratification by all States of the Agreement on a Single Export Control Procedure for States Members of the Eurasian Economic Community, of 28 October 2003	
2	Control lists — other			
3	Assistance offered			
4	Assistance requested	X	Methodological, financial and technological assistance needed	
5	Assistance in place (bilateral/ plurilateral/multilateral)	X	Assistance from the United States — Export Control and Related Border Security Assistance programme	
6	Information for industry	X	State bodies and non-governmental organizations inform industry; seminars, briefings and other informational events are held regularly for the benefit of representatives of industry	
7	Information for the public	X	State bodies and non-governmental organizations inform the public	

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